



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Technology Center 2600

In re Application of

Homol, et al.

Serial No.: 09/803,334

Filing Date: March 9, 2001

Title: PLL Cycle Slip Detection

Docket No.: 4015-826

Group Art Unit: 2634

Examiner: Shuwang Liu

Confirmation No.: 7343

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on Sept 30, 2004.

Sandra B. Paye
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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

The owner, Ericsson, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S. C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,441,691. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of

the full statutory term and defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney of record.

The terminal disclaimer fee of \$110.00 under 37 CFR § 1.20(d) is included.

Respectfully submitted,

COATS & BENNETT, P.L.L.C.

By: 

Michael D. Murphy
Registration No. 44,958

P.O. Box 5
Raleigh, NC 27602
Telephone: (919) 854-1844

Date: 9/30/2004